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F.#2004V00639

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U.S. DISTRICT COURT E.D.N.Y.
APR 3 1 2006

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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JOHN HAEFFER,

Plaintiff,

-against-

UNITED STATES OF AMERICA,

Defendant.

STIPULATION OF
DISMISSAL WITH PREJUDICE

Civil Action No.
CV-04-1132

(Platt, J.)
(Wall, M.J.)

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IT IS HEREBY STIPULATED AND AGREED, by and between the parties to the above-captioned action, by and through their respective undersigned counsel that, in accordance with the Stipulation For Compromise Settlement and Release of Federal Tort Claims Act Claims Pursuant to 28 U.S.C. § 2677 executed herein, this action and any and all claims arising therefrom are hereby dismissed with prejudice pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, with each party to bear its own costs, fees and disbursements. Plaintiff further agrees that no further suit will be instituted for the same causes of action which have been

asserted herein, or for any other causes of action arising out of the incidents or circumstances which gave rise to this lawsuit.

Dated: New York, New York
March 23, 2006

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Dated: Central Islip, New York
March 31, 2006

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By: S/ JAMES H. KNAPP, ESQ.
JAMES H. KNAPP (JK 5517)
Assistant United States Attorney
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MPR 3/30/06
SO ORDERED:

/S/ *[Signature]*

Honorable ERIC N. VITALIANO
United States District Judge